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9-22-1988

Ticket Selling.

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Office of the Secretary of State  
March Fong Eu

1230 J Street  
Sacramento, California 95814

#456


ELECTIONS DIVISION  
(916) 445-0820

For Hearing and Speech Impaired  
Only:  
(800) 833-8683

February 28, 1989

TO: All County Clerks/Registrars of Voters  
and Proponent (8909)

FROM:

  
DEBORAH SEILER  
Assistant to the Secretary of State  
Elections and Political Reform

Pursuant to Elections Code section 3520(b) you are hereby notified that the total number of signatures to the hereinafter named proposed INITIATIVE STATUTE filed with all county clerks is less than 100 percent of the number of qualified voters required to find the petition sufficient; therefore, the petition has failed.

TITLE: TICKET SELLING.  
INITIATIVE STATUTE.

SUMMARY DATE: September 22, 1988

PROPONENT: Tom Yates

DS/1/gw



Office of the Secretary of State  
March Fong Eu

1230 J Street  
Sacramento, California 95814

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ELECTIONS DIVISION  
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September 22, 1988

TO ALL REGISTRARS OF VOTERS, OR COUNTY CLERKS, AND PROPONENT (88222)

Pursuant to Section 3513 of the Elections Code, we transmit herewith a copy of the Title and Summary prepared by the Attorney General on a proposed Initiative Measure entitled:

TICKET SELLING.  
INITIATIVE STATUTE.

Circulating and Filing Schedule

1. Minimum number of signatures required..... 372,178  
Cal. Const., Art. II, Sec. 8(b).
2. Official Summary Date..... Thursday, 09/22/88  
Elec. C., Sec. 3513.
3. Petition Sections:
  - a. First day Proponent can circulate Sections for  
signatures..... Thursday, 09/22/88  
Elec. C., Sec. 3513.
  - b. Last day Proponent can circulate and file with  
the county. All Sections are to be filed at  
the same time within each  
county..... Tuesday, 02/21/89\*  
Elec. C., Secs. 3513, 3520(a).
  - c. Last day for county to determine total number  
of signatures affixed to petition and to  
transmit total to the Secretary of State..... Tuesday, 02/28/89

(If the Proponent files the petition with the county on a date prior to 02/21/89, the county has five working days from the filing of the petition to determine the total number of signatures affixed to the petition and to transmit the total to the Secretary of State.) Elec. C., Sec. 3520(b).

\* Date adjusted for official deadline which falls on Sunday. Elec. C., Sec. 60.

d. Secretary of State determines whether the total number of signatures filed with all county clerks meets the minimum number of required signatures, and notifies the counties..... Thursday, 03/09/89\*\*

e. Last day for county to determine total number of qualified voters who signed the petition, and to transmit certificate with a blank copy of the petition to the Secretary of State..... Friday, 03/24/89

(If the Secretary of State notifies the county to determine the number of qualified voters who signed the petition on a date other than 02/28/89 the last day is not later than the fifteenth day after the county's receipt of notification.)  
Elec. C., Sec. 3520(d), (e).

f. If the signature count is more than 409,395 or less than 353,569, then the Secretary of State certifies the petition has qualified or failed, and notifies the counties. If the signature count is between 353,569 and 409,395 inclusive, then the Secretary of State notifies the counties using the random sampling technique to determine the validity of all signatures..... Monday, 04/03/89\*\*

g. Last day for county to determine actual number of all qualified voters who signed the petition, and to transmit certificate with a blank copy of the petition to the Secretary of State..... Monday, 05/15/89

(If the Secretary of State notifies the county to determine the number of qualified voters who have signed the petition on a date other than 03/24/89, the last day is not later than the thirtieth working day after county's receipt of notification.)  
Elec. C., Sec. 3521(b), (c).

h. Secretary of State certifies whether the petition has been signed by the number of qualified voters required to declare the petition sufficient..... Friday, 05/19/89

\*\*Date varies based on receipt of county certification.

4. The Proponent of the above named measure is:

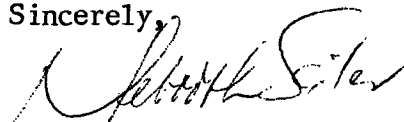
Mr. Tom Yates  
KLSX Anti-Ticket Scalping Committee  
c/o 3002½ Grand Canal  
Venice, California 90291

3580 Wilshire Boulevard  
Los Angeles, California 90010  
(213) 383-4222

5. Important Points:

- (a) Please refer to Elections Code sections 44, 3501, 3507, 3508, 3517, and 3519 for appropriate format and type considerations in printing, typing, and otherwise preparing your initiative petition for circulation and signatures. Please send us a copy of the petition after you have it printed. This copy is not for our review or approval, but to supplement our file in this matter.
- (b) Your attention is directed to the campaign disclosure requirements of the Political Reform Act of 1974, Government Code section 81000 et seq.
- (c) When writing or calling state or county elections officials, provide the official title of the initiative which was prepared by the Attorney General. Use of this title will assist elections officials in referencing the proper file.
- (d) When a petition is presented to the county elections official for filing by someone other than the proponent, the required authorization shall include the name or names of the persons filing the petition.
- (e) When filing the petition with the county elections official, please provide a blank petition for elections official use.

Sincerely,



DEBORAH SEILER  
Assistant to the Secretary of State  
Elections and Political Reform

Attachment: POLITICAL REFORM ACT OF 1974 REQUIREMENTS

Date: September 22, 1988  
File No. SA 88 RF 0013

The Attorney General of California has prepared the following title and summary of the chief purpose and points of the proposed measure:

TICKET SELLING. INITIATIVE STATUTE. Requires purchase price to appear prominently on tickets to musical, sporting, theatre or other entertainment events. Prohibits sale at greater price except for service charge not to exceed 20 percent. Prohibits engaging in ticket selling business without county license. Requires license issuance upon payment of from \$200 to \$500 as determined by county board of supervisors. Requires ticket sellers to have permanent business address from which tickets be sold and that address and existence of service charge be included in advertisement or solicitation. Makes violation a misdemeanor punishable by fine, imprisonment, license revocation. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local governments: Would not result in substantial net change in local government finances.

JOHN K. VAN DE KAMP  
Attorney General

0456  
State of California  
DEPARTMENT OF JUSTICE



P.O. BOX 944255  
SACRAMENTO 94244-2550  
Public Inquiry Unit: (916) 322-3360

Toll Free—California Only:  
800-952-5225  
(916) 323-1995

September 22, 1988

**FILED**  
In the office of the Secretary of State  
of the State of California

SEP 22 1988

Honorable March Fong Eu  
Secretary of State  
1230 J Street  
Sacramento, CA 95814

MARCH FONG EU, Secretary of State

By *Barbara J. Lee*  
Deputy

Dear Mrs. Eu:

Initiative Title and Summary.  
Subject: TICKET SELLING. INITIATIVE STATUTE.  
Our File No: SA 88 RF 0013

Pursuant to the provisions of section 3503 and 3513 of the Elections code, you are hereby notified that on this day we mailed to the proponent of the above identified proposed initiative our title and summary.

Enclosed is a copy of our transmittal letter to the proponent, a copy of our title and summary, a declaration of mailing thereof, and a copy of the proposed measure.

According to information available in our records, the name and address of the proponent is as stated on the declaration of mailing.

Very truly yours,

JOHN K. VAN DE KAMP  
Attorney General

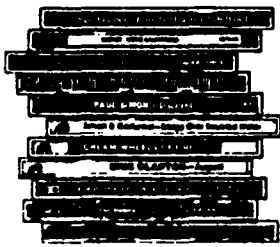
*Floyd D. Shimomura*

FLOYD D. SHIMOMURA  
Deputy Attorney General

FDS:rrc

Enclosures





0456

SA88RF0013

**KLSX 97.1 FM****LA's Classic Rock**

MR. JOHN VAN DE KAMP  
DEPARTMENT OF JUSTICE  
1515 K STREET, SUITE 511  
SACRAMENTO, CA 94244

AUGUST 30, 1988

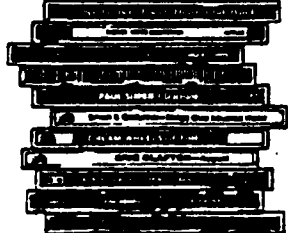
DEAR MR. VAN DE KAMP:

I WISH TO BE THE SOLE PROPONENT OF INITIATIVE TITLE AND SUMMARY FILE NO.  
SA 88RF 0013. ENCLOSED, PLEASE FIND THE TEXT OF THE PROPOSED INITIATIVE.

SINCERELY,

TOM YATES  
PROGRAM DIRECTOR





# KLSX 97.1 FM

LA's Classic Rock

## KLSX TICKET BUYERS' BILL OF RIGHTS

### INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE VOTERS

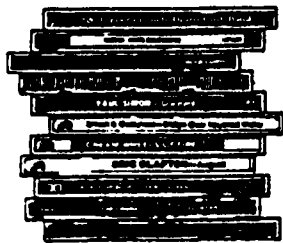
The Attorney General of California has prepared the following title and summary of chief purpose and points of the proposed measure:

(INSERT PROPOSED TITLE AND SUMMARY)

TO THE HONORABLE SECRETARY OF THE STATE OF CALIFORNIA:

We, the undersigned, registered, qualified voters of California, residents of the county (or city and county) specified on the reverse side hereby propose Amendments to the Business and Professions Code relating to ticket sellers and petition the Secretary of State to submit the same to the voters of California for their adoption or rejection at the next succeeding general election or at any special statewide election held prior to that general election or otherwise provided by law. The proposed statutory amendments read as follows:

SECTION 1. TITLE. This Act shall be known and may be cited as "The KLSX Ticket Buyers' Bill of Rights."



# KLSX 97.1 FM

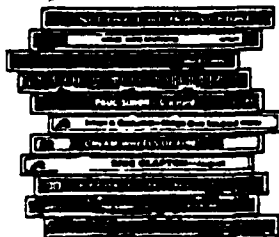
LA's Classic Rock

SECTION 2. PURPOSE AND INTENT. The People of the State of California hereby declare that their purpose and intent in enacting the following legislation is as follows:

- (a) To guarantee that consumers will have continued access to tickets for musical, sports, and entertainment events at reasonable prices without paying excessive premiums to ticket scalpers.
- (b) To ensure that service charges assessed by legitimate ticket sellers will be fair and reasonable to consumers.
- (c) To ensure that local governments may regulate legitimate ticket sellers so that laws relating to ticket scalping will be fully and fairly enforced.

SECTION 3. FINDINGS AND DECLARATIONS. The People of the State of California hereby find and declare as follows:

- (a) The sale of tickets to musical, sports, and entertainment events is affected with a public interest.
- (b) The problem of ticket scalping in California continues to affect all of the residents of this state.
- (c) Existing statutes regulating ticket sellers have been ineffective to prohibit ticket scalping and have failed to provide the



# KLSX 97.1 FM

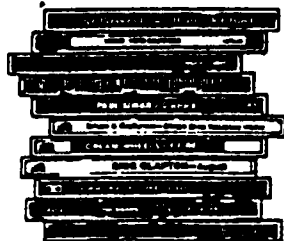
LA's Classic Rock

average consumer with a full and fair opportunity to attend the events of his or her choice.

- (d) Amendment of the existing laws regulating ticket sellers is necessary in order to ensure that consumers will have access to tickets at reasonable prices, and that laws regulating ticket sales will be strictly enforced.

#### SECTION 4. PERMANENT BUSINESS ADDRESS; LICENSING.

- (a) A ticket seller shall have a permanent business address from which tickets may only be sold and that address shall be included in any advertisement or solicitation.
- (b) No person shall engage in business as a ticket seller without having first procured a license or certificate therefor from the tax assessor of the county in which such person intends to conduct such business. Said license or certificate shall be granted upon the payment by or on behalf of the applicant of a fee of not less than \$200 and not more than \$500 and shall be renewed upon the payment of a like fee annually. Said license or certificate shall include the permanent business address at which the person proposes to engage in business as a ticket seller.
- (c) Any person who proposes to engage in business as a ticket seller at other than the permanent business address shown in that person's license or certificate shall first obtain a separate



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certificate for each branch office, bureau, agency, or sub-agency, or other location at which such person proposes to engage in business as a ticket seller. Said certificate or certificates shall be granted upon payment of not less than \$50 and not more than \$200 for each business location.

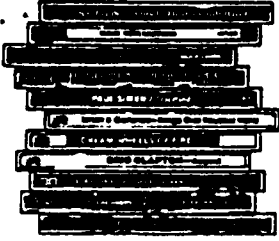
(d) The Board of Supervisors of each county, or city and county, shall establish the exact fee within the limits specified in this section for issuance of any license or certificate to any ticket seller by the tax assessor of that county, or city and county.

SECTION 5. Section 22500.5 is hereby added to the Business and Professions Code to be read as follows:

22500.5. PRICE DISCLOSURE; MAXIMUM SERVICE CHARGE.

(a) No admission ticket to any musical, sporting, theatre or any other entertainment event may be sold in the State of California unless the purchase price of said ticket appears prominently thereon. No such ticket may be sold in this State at a price greater than the price printed on the ticket.

(b) Notwithstanding the provisions of subdivision (a) of this section, a ticket seller may impose a reasonable service charge in addition to the purchase price of the ticket, provided that in no event may the service charge exceed twenty percent (20%) of the purchase price of said ticket. A ticket seller shall disclose that a service charge is imposed by the ticket seller and is added to the actual ticket price by the seller



# KLSX 97.1 FM

LA's Classic Rock

in any advertisement or promotion for any event by the ticket seller.

SECTION 6. Section 22505 of the Business and Professions Code is hereby amended to read as follows:

(a) 22505. MISDEMEANOR. A violation of any provision of this chapter shall constitute a misdemeanor and shall be punishable by imprisonment in the county jail for a term not exceeding six months, or by fine not exceeding one thousand dollars (\$1,000), or by revocation of any license granted pursuant to the provisions of this chapter, or by any or all of the foregoing punishments.

SECTION 7. Section 22508 of the Business and Professions Code is hereby repealed.

SECTION 8. INTERPRETATION AND CONSTRUCTION. To the extent that this Act is inconsistent with any other governmental statute or special act or parts thereof, this Act is controlling and shall be liberally construed to effect its purpose.

SECTION 9. SEVERABILITY. If any provision of this Act, or the application of any provision of this Act to any person or circumstance, shall be held invalid, the remainder of this Act, to the extent that it could be given effect, shall not be effected thereby, and to this end the provisions of this Act are severable.

DECLARATION OF MAILING

The undersigned Declarant, states as follows:

I am over the age of 18 years and not a proponent of the within matter; my place of employment and business address is 1515 K Street, Suite 511, Sacramento, California 95814.

On the date shown below, I mailed a copy of copies of the attached letter to the proponents, by placing a true copy thereof in an envelope addressed to the proponents named below at the addresses indicated, and by sealing and depositing said envelope or envelopes in the United States mail at Sacramento, California, with postage prepaid. There is delivery service by United States mail at each of the places so addressed, or there is regular communication by mail between the place of mailing and each of the places so addressed.

Date of Mailing: September 22, 1988

Initiative Title and Summary.


Subject: TICKET SELLING. INITIATIVE STATUTE.  
Our File No: SA 88 RF 0013

Name of Proponents and Addresses:

Mr. Tom Yates  
KLSX Anti-Ticket Scalping Committee  
c/o 3002 1/2 Grand Canal  
Venice, California 90291

I declare under penalty of perjury that the foregoing is true and correct.

Executed at Sacramento, California, September 22, 1988.

  
ROSEMARY R. CALDERON  
Declarant  
(916) 323-1995

JOHN K. VAN DE KAMP  
Attorney General

State of California  
DEPARTMENT OF JUSTICE



P.O. BOX 944255  
SACRAMENTO 94244-2550  
Public Inquiry Unit: (916) 322-3360

Toll Free—California Only:  
800-952-5225  
(916) 323-1995

September 22, 1988

Mr. Tom Yates  
KLSX Anti-Ticket Scalping Committee  
c/o 3002 1/2 Grand Canal  
Venice, California 90291

Dear Mr. Yates:

Initiative Title and Summary.  
Subject: TICKET SELLING. INITIATIVE STATUTE.  
Our File No: SA 88 RF 0013

Pursuant to your request, we have prepared the attached title and summary of the chief purposes and points of the above identified proposed initiative. A copy of our letter to the Secretary of State, as required by Elections Code sections 3503 and 3513, our declaration of mailing, and the text of your proposal that was considered is attached.

The Secretary of State will be sending you shortly a copy of the circulating and filing schedule for your proposal that will be issued by that office.

Please send us a copy of the petition after you have it printed. This copy is not for our review or approval, but to supplement our file in this matter.

Very truly yours,

JOHN K. VAN DE KAMP  
Attorney General

*Floyd D. Shimomura*

FLOYD D. SHIMOMURA  
Deputy Attorney General

FDS:rrc

Enclosures



# NEWS RELEASE

from: Secretary of State March Fong Eu  
1230 J Street, Sacramento, CA 95814  
(916) 445-6375

For Immediate Release  
September 23, 1988

Contact: Caren Daniels-Meade or  
Cathy Mitchell

## EU REPORTS NEW INITIATIVE IN CIRCULATION

SACRAMENTO — Secretary of State March Fong Eu announced today (September 23) that an initiative measure aimed at regulating ticket selling has been certified to begin circulating.

"Ticket Selling" is an initiative statute that requires 372,178 signatures of registered voters to earn a spot on the ballot. The proponent, Tom Yates of KLSX Anti-Ticket Scalping Committee, must submit all signatures to county elections officials by February 21, 1989, the legal 150-day deadline.

This measure proposes that the purchase price of musical, sporting, theatre or other entertainment events appear prominently on tickets. Among its other provisions it would require a county license for anyone to engage in the business of selling tickets. The measure would also prohibit the sale of tickets at a price greater than the actual selling price except for a service charge not to exceed 20 percent.

Tom Yates may be reached at (213) 383-4222.

A copy of the initiative, its circulation calendar and title and summary is attached.

###

88102CBM



# INITIATIVE CHECK LIST

Phone Notification from AG - Date/Time: 9/22/88 10:50

Title of Initiative: TICKET SELLING

Type of Initiative: CA ☒ S CA and S

Number of Pages                      Number of Proponents                     

Date and Time Initiative will be ready for pick-up 9/22 - 10:50

Initial/Date/Time

1. da 19/22/11:00 OSSI informs Deborah/David/Barbara/Caren and Don day and time initiative will be ready for pick-up.
2. da 19/22/11:20 OSSI gives check list to Word Processing Technician to prepare calendar.
3. da 19/22/11:40 Word Processing Technician prepares and proofs fraud calendar and log and returns both to OSSI.
4. da 19/22/11:40 OSSI proofs calendar and log.
5. da 19/22/11:41 OSSI gives final calendar and log to Elections Analyst.
6. bl 19/22/12:00 Elections Analyst reviews and has Elections Chief sign. Elections Analyst returns signed calendar to OSSI.
7. da 19/22/1:15 OSSI makes copies of initiative calendar for each proponent.
8. da 19/22/4:25 OSSI attaches copy of Political Reform Act of 1974 Requirements to proponent's copy of initiative calendar.
9. da 19/22/4:25 OSSI prepares Mail/Freight Request Form. OSSI hand carries Mail/Freight Request form and initiative calendar for each proponent (ready for mailing) to Service and Supply. Initiative calendar sent on 9/22 to each proponent.  
/Date

(This must be sent to each proponent same day AG prepares Title and Summary).

10. da 1 1 OSSI advises Assistant Chief when initiative calendar is sent to proponent(s).

INITIATIVE CALENDAR CHECK LIST  
Page two

11. da 19/23 8:00 OSSI distributes copies of initiative calendar same day AG prepares Title and Summary to:
- ☒ Tony
  - ☒ Caren
  - ☒ Jerry
  - ☒ Deborah
  - ☒ Barbara
12. da 19/23 12:00 OSSI distributes copies of initiative calendar to:
- ☒ All CC/ROV
  - ☒ Political Reform (3 copies)
  - ☒ Elections Staff
  - ☒ LA Office via LA Pouch -
  - ☒ J.R. Schultz (12 copies)
  - ☒ Initiative mailing list
  - ☒ Extra copies for public distribution
  - ☒ Master copy
13. da 19/23 1:00 OSSI advises Assistant Chief of completion of above distribution.
14. da 11/10/11 10:30 OSSI makes copies of log and distributes as follows:
1. Initiative canvass binder
  2. Vi Daniels - FTB
  3. Archives
  4. Oliver Cox
  5. Initiative Clipboard
15. da 11/10/11 11:00 OSSI prepares folder for public distribution.
16. da 11/10/11 11:15 OSSI prepares index cards for each initiative.
17. da 19/24 4:30 OSSI staples Mail/Freight Request form to back of INITIATIVE CHECK LIST.
18. da 11/10/11 12:00 OSSI returns completed INITIATIVE CHECK LIST to Assistant Chief.
19.   /  /   Assistant Chief returns check list to Election Analyst.

ELECTIONS DIVISION  
MAIL/FREIGHT REQUEST

Mail Submitted to Mail Room

9/22/88 4:30  
Date Time

Request mail to be sent no later than

9/22  
Date

MAIL:

- ☒ 1<sup>st</sup> Class  
☐ Bulk  
☐ Book Rate  
☐ Presort  
☐ Third Class

CHARGES:

Amount: .50¢

Pieces: 2

FREIGHT:

- ☐ UPS  
☐ Purolator  
☐ Greyhound (Next bus out: Yes \_\_\_\_ No \_\_\_\_)  
☐ Air-Freight  
☐ Truck Lines

ACTIVITY:

- ☐ Outreach (Specify: \_\_\_\_\_)  
☐ County Mailings (#'s: \_\_\_\_\_)  
☐ Ballot Pamphlet  
☐ Other (Specify: \_\_\_\_\_)  
☒ Initiative Calendar to Proponent(s).

Mail room sent requested mail on

9/22/88

TOOK TO MAIL BOX  
Initial (Service and Supply)